

State of South Dakota

SEVENTY-SIXTH SESSION LEGISLATIVE ASSEMBLY, 2001

645E0060

SENATE BILL NO. 5

Introduced by: The Committee on Local Government at the request of the Secretary of
State

1 FOR AN ACT ENTITLED, An Act to revise certain voting qualifications in municipal and
2 school district elections.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That § 9-13-4.1 be amended to read as follows:

5 9-13-4.1. No person may vote at any municipal election unless the person is registered to
6 vote pursuant to chapter 12-4 and resides in the municipality at the time of the election. For the
7 purposes of this section, a person resides in the municipality if the person actually lives in the
8 municipality for at least thirty days each year or is on active duty as a member of the armed
9 forces whose home of record is within the municipality. A voter's qualification as a resident may
10 be challenged in the manner provided in § 12-18-10. No election may be contested on the
11 grounds that any nonresident was allowed to vote if the nonresident was not challenged in the
12 manner provided in § 12-18-10.

13 Section 2. That § 13-7-4.2 be amended to read as follows:

14 13-7-4.2. No person may vote at any school election unless the person is registered to vote
15 pursuant to chapter 12-4 and resides in the school district at the time of the election. For the

1 purposes of this section, a person resides in the school district if the person actually lives in the
2 school district for at least thirty days each year or is on active duty as a member of the armed
3 forces whose home of record is within the school district. A voter's qualification as a resident
4 may be challenged in the manner provided in § 12-18-10. No election may be contested on the
5 grounds that any nonresident was allowed to vote if the nonresident was not challenged in the
6 manner provided in § 12-18-10.